

Local Licensing Authority Agenda

**July 27, 2009
City Hall, Council Chambers
749 Main Street
7:00 PM**

- I. Call to Order**
- II. Roll Call**
- III. Approval of Agenda**
- IV. Action on Minutes – 6/22/09**
- V. Consent Agenda**

The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the Consent Agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under "Authority Business". In such an event the item shall be removed from the "Consent Agenda" and Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading "Consent Agenda" will appear in the Authority minutes in their proper order.

- A. Renewal Application – Hei Han Enterprises, Inc. d/b/a Henry's Bar & Grill – Tavern Liquor License – 935 Pine Street
- B. Renewal Application – ZRC Operations Company, Inc. d/b/a Qdoba Mexican Grill – Hotel and Restaurant Liquor License – 459 S. McCaslin Blvd.
- C. Renewal Application – Addis Enterprises, Inc. d/b/a Louisville Discount Liquor – Retail Liquor Store License – 1140 Pine St. #1
- D. Renewal Application – The Lodge at Balfour – Tavern License – 1855 Plaza Dr.
- E. Renewal Application – The Residences at Balfour – Tavern License – 1336 Hecla Drive

City of Louisville

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F. Renewal Application - Outback/Denver I LP d/b/a Outback
Steakhouse #616 – Hotel and Restaurant Liquor License – 988
Dillon Rd.

G. Renewal Application – Tibet’s Restaurant & Bar, LLC d/b/a Tibet’s
Restaurant & Bar - Hotel and Restaurant Liquor License – 321
McCaslin Blvd. Suite A

VI. Authority Business

A. Special Events Permit Application – Patchworks, Inc. d/b/a The
Patchwork School – 1428 Main Street

VII. Police Department Report

A. Incident Report – Waterloo Icehouse – 7/5/2009

VIII. Secretary’s Report

IX. Authority Attorney’s Report

X. Authority Comments

XI. Discussion Items for Next Meeting – August 24, 2009 @ 7:00 p.m.

XII. Adjournment

Local Licensing Authority Meeting Minutes

**June 22, 2009
City Hall, Council Chambers
749 Main Street
7:00 PM**

Call to Order – Vice Chairperson Lipton called the meeting to order at 7:00 p.m.

Roll Call was taken and the following members were present:

Authority Members Present: Marguerite Lipton, Thomas Mulvahill, John Rommelfanger and Robert Gunning.

Authority Members Absent: Cecilia Wilson, John Carlson

Staff Members Present: Melinda Culley - Light, Harrington & Dawes, P.C.
Carol Hanson, Deputy City Clerk

Approval of Agenda – Vice Chairperson Lipton called for changes to the agenda. Mulvahill made a motion to approve the agenda. Rommelfanger seconded. Roll Call Vote: Gunning – yes, Lipton – yes, Rommelfanger - yes and Mulvahill – yes. Agenda approved.

Approval of Meeting Minutes – 4/27/09 – Lipton called for any changes to the minutes. Rommelfanger moved to approve the minutes. Gunning seconded. Roll Call Vote: Mulvahill – yes, Lipton – yes, Rommelfanger - yes and Gunning – yes. Minutes approved.

Approval of Consent Agenda – The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the consent agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under “Authority Business”. In such an event the item shall be removed from the “Consent Agenda” and the Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading “Consent Agenda” will appear in the Authority minutes in their proper order.

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- A. Renewal Application – Isidro Gonzalez, Inc. d/b/a Old Santa Fe Mexican Grill – Hotel and Restaurant Liquor License – 994 W. Dillon Road
- B. Renewal Application – RLJ II – C Louisville White Lodging Services Corp. d/b/a Courtyard by Marriott Louisville – Hotel and Restaurant Liquor License – 948 West Dillon Rd.
- C. Renewal Application – RLJ II – R Louisville White Lodging Services Corp. d/b/a Residence Inn by Marriott – Hotel and Restaurant Liquor License – 845 Coal Creek Circle
- D. Renewal Application – 3 Margaritas XVI, Inc. d/b/a 3 Margaritas XVI – Hotel and Restaurant Liquor License – 592 S. McCaslin Blvd.
- E. Renewal Application – T. Pham Enterprises, Inc. d/b/a Brass Monkey Wine & Spirits – Retail Liquor Store License – 1387 A South Boulder Road
- F. Renewal Application - MARSCO, LLC, d/b/a The Huckleberry – Hotel & Restaurant Liquor License – 700 Main Street
- G. Renewal Application – The Noodle Shop, Co.- Colorado, Inc. d/b/a Noodles & Company – Hotel and Restaurant Liquor License – 1100 W. Dillon Road Road

Lipton called for any changes to the consent agenda. Mulvahill moved the consent agenda be approved. Rommelfanger seconded. Roll Call Vote: Lipton – yes, Gunning – yes, Rommelfanger - yes and Mulvahill – yes. Consent agenda approved.

Authority Business

- A. Transfer Application – Village Square Liquor, LLC d/b/a Village Square Liquor – Retail Liquor Store License – 645 E. South Boulder Road

Authority Attorney Culley explained this was a transfer by operation of law and thus different than other transfers. The landlord had taken possession of the property by court order. They then formed a Limited Liability Corporation and now another party was buying all the interest in the LLC, prompting the corporate report of changes in item B on the agenda. Attorney Culley reported Rajiv Shukla, the person obtaining total ownership of the LLC was in attendance at the meeting should any Authority members have questions. Attorney Culley clarified Mr. Shukla was not required to report the changes for thirty days, but in the interest of full disclosure, he got the paperwork in immediately, so the Authority would be aware of what was happening.

Vice Chairperson Lipton asked Mr. Shukla to step forward in case any Authority members had questions. The Authority greeted Mr. Shukla.

Mulvahill moved the Authority approve the transfer of ownership to Village Square Liquor, LLC d/b/a Village Square Liquor for a Retail Liquor Store License. Lipton seconded. Roll Call Vote: Lipton – yes, Mulvahill – yes, Gunning – yes and Rommelfanger – yes.

- B. Corporate Report of Changes – Village Square Liquor, LLC d/b/a Village Square Liquor – Retail Liquor Store License – 645 E. South Boulder Road

Mulvahill moved the Authority approve the Corporate Report of Changes for Village Square Liquor, LLC d/b/a Village Square Liquor. Rommelfanger seconded. Roll Call Vote: Mulvahill – yes, Lipton – yes, Rommelfanger – yes and Gunning – yes. Corporate Report of Changes approved.

Police Department Reports

- A. Incident Report – Brass Monkey – 5/22/09

Discussion centered on whether or not to send a letter to the licensee concerning this incident. The conclusion was reached it was not appropriate in this case.

Secretary's Report

Hanson reported on a Special Events Permit she had issued to the Boulder Chamber for an event on June 17. She stated she had received state issued tastings permits for a Colorado winery exhibiting at the Farmer's Market. Hanson thanked the Police Department once again for providing training on April 26 as well as a special training they provided for the Street Faire servers.

Authority Attorney's Report

No report.

Authority Comment

No comments.

Adjourn – Lipton moved to adjourn. Mulvahill seconded. All in favor. The meeting was adjourned at 7:18 p.m.

Marguerite Lipton, Vice Chairperson

Carol Hanson, Deputy City Clerk

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Renewal Application – Hei Han Enterprises, Inc., d/b/a Henry's Bar & Grill - Tavern
Liquor License - 935 Pine Street

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

The licensee, Hei Han Enterprises, Inc., d/b/a Henry's Bar & Grill has submitted an application for renewal of its Tavern Liquor License – 935 Pine Street. The Authority attorney has reviewed the application.

The lease for the licensed premises is current and on file.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There was one incident over the past year that required the filing of a police report. A letter of commendation for the way the situation was handled was sent to the licensee.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for Tavern Liquor License for Henry's Bar & Grill - 935 Pine Street.

Alternatively, the Authority may set a hearing on this renewal application, which hearing may be held after proper notice.



SUBJECT

Renewal Application -
Henry's Bar & Grill - Tavern Liquor License -
935 Pine Street

AGENDA ITEM

V-A

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Renewal Application – Hotel and Restaurant Liquor License – ZRC Operations Company, Inc. d/b/a Qdoba Mexican Grill – 459 S. McCaslin Blvd., Suite 1

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

The licensee, ZRC Operations Company, Inc. d/b/a Qdoba Mexican Grill has submitted an application for renewal of its Hotel and Restaurant Liquor License – 459 S. McCaslin Blvd., Ste 1. The Authority attorney has reviewed the application.

The lease for the licensed premises is current and on file.

There were no employees who attended our liquor training in the past year.

Certificate of Good Standing is current and on file.

There were no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for Hotel and Restaurant Liquor License for ZRC Operations Company, Inc. d/b/a Qdoba Mexican Grill - 459 S. McCaslin Blvd., Suite 1

Alternatively, the Authority may set a hearing on this renewal application, which hearing may be held after proper notice.

SUBJECT



Renewal Application - Hotel and Restaurant Liquor License – ZRC Operations Company, Inc. d/b/a Qdoba Mexican Grill – 459 S. McCaslin Blvd., Suite 1

AGENDA ITEM

V-B

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Renewal Application – Addis Enterprises, Inc. d/b/a Louisville Discount Liquor –
Retail Liquor Store License - 1140 Pine Street, Unit #1.

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

The licensee, Addis Enterprises, Inc. d/b/a Louisville Discount Liquor, has submitted an application for renewal of its Retail Liquor Store License located at 1140 Pine Street, Unit #1.

The lease is current and on file.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There were no incidents over the past year that required the filing of police reports.

City of Louisville sales tax is current.

RECOMMENDATION:

Authority approve the renewal application for Addis Enterprises, Inc. d/b/a Louisville Discount Liquor – Retail Liquor Store License - 1140 Pine Street, Unit #1.

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.



SUBJECT

Renewal Application -
Addis Enterprises, Inc. d/b/a Louisville Discount Liquor–
Retail Liquor Store License - 1140 Pine Street, Unit #1

AGENDA ITEM

V-C

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Renewal Application– The Lodge at Balfour Operations, LLC d/b/a The Lodge at Balfour – Tavern Liquor License – 1855 Plaza Drive

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

The licensee, The Lodge at Balfour Operations, LLC d/b/a The Lodge at Balfour – has submitted an application for renewal of its Tavern Liquor License located at 1855 Plaza Drive.

The premises are owned by the licensee.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There have been no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for a Tavern Liquor License for The Lodge at Balfour.

Alternatively, the Authority may set a hearing on this renewal application, which may be held after proper notice.



SUBJECT

Renewal Application -
Tavern Liquor License – The Lodge at Balfour Operations,
LLC d/b/a The Lodge at Balfour

AGENDA ITEM

V- D

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Renewal Application – Tavern Liquor License – The Residences at Balfour, LP
d/b/a The Residences at Balfour – 1336 Hecla Drive

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

The licensee, The Residences at Balfour, LP d/b/a The Residences at Balfour – has submitted an application for renewal of its Tavern Liquor License located at 1336 Hecla Drive.

The premises are owned by the licensee.

There were no employees who attended liquor training in the past year.

There have been no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for a Tavern Liquor License for The Residences at Balfour.

Alternatively, the Authority may set a hearing on this renewal application, which may be held after proper notice.

SUBJECT



Renewal Application - Tavern Liquor License – The
Residences at Balfour, LP d/b/a The Residences at
Balfour – 1336 Hecla Dr.

AGENDA ITEM

V-E

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Renewal Application – Outback/Denver I LP d/b/a Outback Steakhouse – Hotel & Restaurant Liquor License – 988 Dillon Road.

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

The licensee, Outback/Denver I LP d/b/a Outback Steakhouse, has submitted an application for renewal of its Hotel & Restaurant Liquor License at 988 Dillon Road. The Authority attorney has reviewed the application.

The lease for the premises is current and on file.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There were no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for Outback/Denver I LP d/b/a Outback Steakhouse – Hotel & Restaurant Liquor License – 988 Dillon Road. Alternatively, the Authority may set a hearing on this renewal application, which may be held after proper notice.



SUBJECT

Renewal Application -Outback/Denver I LP, d/b/a
Outback Steakhouse – Hotel & Restaurant Liquor
License – 988 Dillon Rd.

AGENDA ITEM

V-F

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Renewal Application – Tibet's Restaurant & Bar, LLC d/b/a Tibet's Restaurant & Bar - Hotel and Restaurant Liquor License – 321 McCaslin Blvd. Suite A

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

The licensee, Tibet's Restaurant & Bar, LLC d/b/a Tibet's Restaurant & Bar, has submitted an application for renewal of its Hotel & Restaurant Liquor License at 321 McCaslin Blvd. Suite A.

The Authority Attorney has reviewed the application.

Lease for the premises is current and on file.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There were no incidents over the past year requiring the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for Tibet's Restaurant & Bar, LLC d/b/a Tibet's Restaurant & Bar – Hotel & Restaurant Liquor License – 321 McCaslin Blvd. Suite A

Alternatively, the Authority may set a hearing on this renewal application, which may be held after proper notice.

SUBJECT



Renewal Application - Hotel and Restaurant Liquor
License – Tibet's Restaurant & Bar – 321 McCaslin
Blvd. Suite A

AGENDA ITEM

V-G

LIQUOR AUTHORITY MEMO

TO: LOCAL LICENSING AUTHORITY

FROM: CAROL HANSON
AUTHORITY SECRETARY

DATE: July 27, 2009

SUBJECT: Special Events Permit – Patchworks, Inc. d/b/a The Patchwork School – Saturday,
Sept. 12, 2009 – 10 am to 8 pm

ORIGINATING DEPARTMENT: Authority Secretary

SUMMARY:

Patchworks, Inc. d/b/a The Patchwork School has submitted a Special Events Permit for September 12, 2009 at 1428 Main Street from 10:00 am to 8:00 pm.

RECOMMENDATION:

Authority review and approve the Special Events Permit if appropriate.



SUBJECT

Special Events Permit – Patchworks, Inc. d/b/a The
Patchwork School

AGENDA ITEM

VI-A

LOUISVILLE POLICE DEPARTMENT CRIME & INCIDENT REPORTS

WATERLOO ICEHOUSE (7/5/09) #09-1352

This incident involves a possible threat to a bartender after he asked an individual to leave the establishment.

AGENDA ITEM
VII-A